

spoke with plaintiff's counsel, Thomas C. O'Keefe, III, Esq., and Mr. O'Keefe, on behalf of the plaintiff, stated that he assents to this Motion.

WHEREFORE, defendant Silva's Express, Inc. prays that the Court continue the scheduling conference in this action to a convenient date after December 6, 2004.

SILVA'S EXPRESS, INC.
By its attorney,

November 18, 2004

"/s/ Wesley S. Chused"
Wesley S. Chused, BBO #083520
LOONEY & GROSSMAN LLP
101 Arch Street
Boston, MA 02110
(617) 951-2800

CERTIFICATE OF SERVICE

I hereby certify that on November 18, 2004, I served a copy of the foregoing pleading upon all parties hereto electronically, via facsimile or by mailing copies thereof, via first-class mail, postage prepaid, properly addressed to:

Thomas C. O'Keefe III, Esq.
180 West Central Street
Natick, MA 01760

"/s/ Wesley S. Chused"
Wesley S. Chused